

**DENTISTRY EXAMINING BOARD  
MINUTES  
JULY 1, 2009**

- PRESENT:** Lori Barbeau, DDS; Linda Bohacek, RDH; Blane Christman, DDS; John Grignon, DDS; Adriana Jaramillo, DDS; Sandra Linhart, RDH; Nancy J. Rublee, RDH; William Stempksi, DDS
- EXCUSED:** Kirk Ritchie, DDS; Carol Howard
- STAFF PRESENT:** Tom Ryan, Bureau Director; Michael Berndt, General Counsel (portion of the meeting); Ruby Jefferson-Moore, Legal Counsel (via telephone); Karen Rude-Evans, Bureau Assistant; and other DRL staff
- GUESTS:** Dylan Thomas, Community of Eau Claire/Christman Dental; Mark Paget, Kent Vandehaar & Mara Brooks, Wisconsin Dental Association (WDA); Lori Pelke, Midwest Dental; Tom Petri, Wisconsin Primary Health Care Association (WPHCA); Jeremy Levin, Rural Wisconsin Health Cooperative (RWHC); Matt Crespín, Children's Health Alliance of Wisconsin (CHAW); Deb Beres, WDHA; Warren LeMay, WI Division of Public Health; Joseph Best, DDS; Manlio Zuniga; Rickin Vibhakar

**CALL TO ORDER**

Lori Barbeau, the Board Chair, called the meeting to order at 8:35 a.m. There was a quorum of eight (8) members present.

**PLEDGE OF ALLEGIANCE**

The Board Members, staff and guests rose and recited the Pledge of Allegiance.

**APPROVAL OF AGENDA**

**Amendments to agenda**

- Item "H" – 1 handouts with dental hygiene CE frequently asked questions

**MOTION:** John Grignon moved, seconded by Blane Christman, to approve the agenda as amended. Motion carried unanimously.

**APPROVAL OF MINUTES OF MAY 6, 2009**

**Corrections to minutes**

- Page 3 of the minutes – Should read "Board Members are invited to attend the CRDTS meeting from August 27-29"

- Page 5 of the minutes – FAQ Review project – Remove “on a timely basis”
- Page 4 of the minutes – Credits changes – Should read “confusing information has been circulating” rather than confusion information.
- Page 11 of the minutes – John Grignon indicated that he recused himself from the discussion of the item in the third paragraph and that he abstained from voting.

**MOTION:** Linda Bohacek moved, seconded by John Grignon, to approve the May 6, 2009 minutes as amended and the April 6, 2009 teleconference minutes as written. Motion carried unanimously.

## **ADMINISTRATIVE REPORT**

### **Missions of Mercy Dental Care Event**

Hector Colon and Secretary Jackson volunteered at The Missions of Mercy dental care event held in La Crosse June 26<sup>th</sup> and 27<sup>th</sup>. Mara Brooks, WDA, stated it was a huge success.

### **Impaired Professionals Procedure Task Force Committee**

Tom Ryan reported that the IPP Task Force Committee concluded its work as of June. The Committee voted to change the name to the Professional Assistance Program. The Task Force strongly recommends that the program remain in-house and at DRL. The recommendations have been submitted to Secretary Jackson.

### **Marquette University School of Dentistry Visits**

Lori Barbeau spoke to students at Marquette University School of Dentistry in April and June. Tom Ryan, Lori Barbeau, Secretary Jackson and Marvin Robinson recently visited Marquette University School of Dentistry, where they presented information to students, faculty and administrators about the Board and the Department.

### **Budget Report**

The Governor signed the Budget earlier this week. The Budget includes a provision for designated DRL staff for the Medical Examining Board. Several new staff positions will be created.

DRL will be able to set fees by passive review.

### **E-Credential**

In an effort to reduce costs and improve efficiency, DRL is moving forward with its E-Credential project. Licensees will be able to renew online and will receive an email from the Department informing them that their license is ready to print. Licensees will then be able to print their own license and can print multiple copies if needed.

### **Off-Site Meeting in 2010**

As part of Secretary Jackson's outreach initiative, she would like all boards to consider holding one meeting next year off-site. One possible site would be at Marquette University School of Dentistry.

### **Screening Panel Notice Changes**

Screening Panels need to be publicly noticed. Screening Panels will begin in open session with the first order of business to make a motion to convene to closed session. After screening is completed, the meeting will reconvene in open session, at which time a motion to adjourn would be made.

### **AMERICAN ASSOCIATION OF DENTAL EXAMINERS 126<sup>TH</sup> ANNUAL MEETING**

The Board discussed attendance at this meeting.

**MOTION:** Linda Bohacek moved, seconded by Adriana Jaramillo, to approve Blane Christman to attend the AADE meeting September 30-October 1, 2009 in Oahu, HI. Motion carried unanimously.

### **CENTRAL REGIONAL DENTAL TESTING EXAMINATION (CRDTS) ANNUAL MEETING INVITATION – BOARD REVIEW**

Board members are invited to attend the CRDTS annual meeting on August 27-29, 2009. CRDTS will fund board members to attend. Legal Counsel has determined there is no conflict of interest with having CRDTS funding the Board members.

**MOTION:** Blane Christman moved, seconded by Sandra Linhart, to have Tom Ryan attend the CRDTS annual meeting in Kansas City if his schedule allows. Motion carried unanimously.

### **THE ROLE OF DENTISTS IN TOBACCO CESSATION COUNSELING**

A comprehensive presentation was given on the role of dentists in tobacco cessation counseling. The speakers were Dr. Joseph Best, Adjunct Assistant Professor, Marquette University School of Dentistry, Michael Fiore, MD, MPH, Director, Center for Tobacco Research and Intervention, UW Madison School of Medicine and Public Health, and Fred Eichmiller, Vice President and Science Officer, Wisconsin Delta Dental Insurance Company.

Ruby Jefferson-Moore will review the materials and will determine whether or not this is within the current scope of dentistry and will bring her legal opinion to the next Board meeting.

## **REMEDIAL PROCEDURES DISCUSSION**

The Board discussed remedial procedures and delegation of duties to unlicensed and licensed personnel. The dentist is ultimately responsible for all care to his/her patients.

## **DISCUSSION OF REGIONAL CLINICAL EXAMINATIONS AND CONSIDERATION OF EXAMINATIONS RECOGNIZED BY THE BOARD**

Gail Pizarro re-reviewed the regional exams for both dentists and dental hygienists with the Board.

**MOTION:** Linda Bohacek moved, seconded by Nancy Rublee, to accept CRDTS, NERB, WREB, CITA, SRTA and ADEX as regional examinations for dental hygiene licensure. Motion carried unanimously.

**MOTION:** John Grignon moved, seconded by William Stempksi, to accept CRDTS, NERB, WREB, CITA, SRTA and ADEX as regional examinations for dental licensure. Motion carried unanimously.

**MOTION:** Linda Bohacek moved, seconded by Blane Christman, to make the effective date for the acceptance of the regional examinations to exams taken on or after January 1, 2009. Motion carried unanimously.

Several states still administer their own state board exam. Applicants who apply for licensure based on a state board exam will be reviewed on a case by case basis.

## **2009 WISCONSIN ACT 10, RELATING TO AUTHORIZING TEMPORARY PERMITS TO PRACTICE DENTISTRY OR DENTAL HYGIENE WITHOUT COMPENSATION**

Tom Ryan will update the Board on the number of permits issued at the next meeting.

## **VARIOUS PROVISIONS RELATING TO LICENSING OF DENTISTS RULE DRAFTING DISCUSSION**

Ruby Jefferson-Moore drafted a response to the public comments on the foreign trained dentist rule and Lori Barbeau approved the draft on behalf of the Board. The comments were then forwarded to the Legislature on June 26<sup>th</sup>. This should be ready for adoption at the September Board meeting.

The other two rules regarding faculty licenses and continuing education are still in the drafting stage.

## **UPDATE ON DENTAL HYGIENE FREQUENTLY ASKED QUESTIONS**

The Board reviewed frequently asked dental hygiene questions with Jill Remy. Hygienists need to note the OSHA requirement for blood borne pathogens. Hygienists cannot count volunteer hours towards CE hours.

**MOTION:** Nancy Rublee moved, seconded Blane Christman, to adopt the frequently asked questions for dental hygiene on continuing education as amended and to have this information posted on the DRL website. Motion carried unanimously.

## **SUMMARY REPORTS OF PENDING COURT CASES, DISCIPLINARY ACTIONS, ADMINISTRATIVE RULES AND LEGISLATION**

Noted.

## **FAQ'S REVIEW PROJECT – STATUS**

Ruby Jefferson-Moore's schedule has not allowed time for this project. Lori Barbeau asked that the FAQ's be brought to the next board meeting for review.

## **CRDTS REPORT**

Nothing to report.

## **ADEX REPORT**

Nothing to report.

## **REGULATORY DIGEST**

Linda Bohacek distributed a survey for Board members to complete regarding their views on what should be included in the Regulatory Digest.

## **LEGISLATIVE REPORT**

Blane Christman had nothing to report.

## **DEFINITION OF DENTISTRY AND SPECIALTY LICENSING COMMITTEE REPORT**

The Committee is meeting today.

## **INFORMATIONAL ITEMS**

Noted.

## **PUBLIC COMMENTS**

None.

## **TRAVEL REQUESTS RECEIVED IN THE BUREAU AFTER PREPARATION OF THE AGENDA**

None.

## **CLOSED SESSION**

**MOTION:** Adriana Jaramillo moved, seconded by Nancy Rublee, to convene to Closed Session to deliberate on cases following hearing (Wis. Stat. § 19.85(1)(a)), to consider licensure or discipline (Wis. Stat. § 19.85(1)(b)), to consider individual histories or disciplinary data (Wis. Stat. § 19.85(1)(f)), and, to confer with legal counsel (Wis. Stat. § 19.85(1)(g)). Motion carried by roll call vote: Lori Barbeau-yes; Linda Bohacek-yes; Blane Christman-yes; John Grignon-yes; Adriana Jaramillo-yes; Sandra Linhart – yes; Nancy Rublee-yes; William Stempski –yes. Motion carried unanimously.

Open Session recessed at 12:24 p.m.

## **RECONVENE TO OPEN SESSION**

**MOTION:** Adriana Jaramillo moved, seconded by Sandra Linhart, to reconvene into open session. Motion carried unanimously.

The Board reconvened into open session at 3:12 p.m.

## **APPLICATION REVIEWS**

### **PAUL PETRUNGARO, DDS**

Dr. Paul Petrunaro made a personal appearance before the Board.

**MOTION:** Linda Bohacek moved, seconded by Adrianna Jaramillo, to send a letter to Dr. Petrunaro asking him to provide the Dentistry Examining Board with information on the five malpractice cases. This information should include

- How each incident occurred
- Management options after each incident
- What efforts were made to correct the problems
- In hindsight, what he would have done differently
- Copy of each complaint

- Copy of Dr. Petrungaro's responses
  - Copies of any final court judgments
- Motion carried unanimously.

### **NAHORA MEZA**

Nahora Meza made a personal appearance before the Board.

**MOTION:** Linda Bohacek moved, seconded by Blane Christman, to approve the dental faculty application and issue a (faculty) license to Nahora Meza when all requirements are met. Motion carried unanimously.

### **REQUESTS FOR WAIVER OF CE REQUIREMENTS**

#### **MARYROSE CONSIGLIO, DDS**

**MOTION:** Adriana Jaramillo moved, seconded by William Stempksi, to request MaryRose Consiglio, DDS, to provide current documentation from her physician stating she is physically or cognitively unable to obtain continuing education credits. Motion carried unanimously.

#### **THOMAS SHERMAN, DDS**

**MOTION:** Adriana Jaramillo moved, seconded by William Stempksi, to request Thomas Sherman, DDS, to provide current documentation from his physician stating he is physically or cognitively unable to obtain continuing education credits. Motion carried unanimously.

### **DOE CASE CLOSINGS**

#### **06 DEN 127**

**MOTION:** Blane Christman moved, seconded by Adriana Jaramillo, to close case **06 DEN 127** for prosecutorial discretion (P3). Motion carried unanimously.

### **ADJOURNMENT**

**MOTION:** John Grignon moved, seconded by Nancy Rublee, to adjourn. Motion carried unanimously.

The meeting adjourned at 3:15 p.m.